

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Daniel Casados (P8)	Team: Squad #8	CCRB Case #: 201405588	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 05/27/2014 6:50 PM	Location of Incident: Maple Avenue and Grove Avenue	Precinct: 121	18 Mo. SOL 11/27/2015	EO SOL 11/27/2015	
Date/Time CV Reported Fri, 06/06/2014 4:13 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 06/06/2014 4:13 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Clyde Moyer	4072	946038	NARCBSI

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT3 Mark Scarlatelli	06287	937502	NARCBSI
2. DT3 Steven Sposito	05103	926161	NARCBSI

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Clyde Moyer	Abuse: Det. Clyde Moyer strip-searched § 87(2)(b)	

Case Summary

On May 27, 2014, at about 6:50 p.m., § 87(2)(b) and § 87(2)(b) were arrested at Maple Avenue and Grove Avenue in Staten Island by Det. Clyde Moyer and Det. Steven Sposito from Narcotics Borough Staten Island. During the search incident to the arrest, Det. Moyer allegedly pulled down § 87(2)(b)'s boxer shorts, exposing his buttocks and genitals (**Allegation A**).

This case was originally assigned to Inv. Zev Levavi on June 6, 2014. The case was reassigned to Assistant Supervisor Daniel Casados for closure on January 28, 2015.

Mediation, Civil, and Criminal Histories

This case was not eligible for mediation.

As of January 29, 2015, the NYC Comptroller's Office had not responded about whether a Notice of Claim was filed for this case. The results will be added to the case file when received (encl. 16).

§ 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

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Civilian and Officer CCRB Histories

§ 87(2)(b) has filed two past CCRB complaints. § 87(2)(b)

Det. Moyer has been a member of the service for seven years, and there are no substantiated CCRB allegations against him (encl. 1).

Finding and Recommendations

Allegations Not Pleaded

- § 87(2)(g)

Recommendations

Allegation A – Abuse of Authority: Det. Clyde Moyer strip-searched § 87(2)(b)

During the search incident to the arrest, § 87(2)(b) alleged that Det. Moyer pulled down his boxer shorts enough to expose his buttocks and genitals. The only identified witness, § 87(2)(b) did not respond to contact attempts.

Det. Moyer denied the allegation. Det. Sposito said he did not witness Det. Moyer search § 87(2)(b)

§ 87(2)(g)

Team: Strike

Investigator:	_____	<u>ASI Daniel Casados</u>	<u>1/29/2015</u>
	Signature	Print	Date

Supervisor:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date